IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 9TH OCTOBER 2007 / 17TH ASWINA 1929

WP(C).No. 26570 of 2007(K)

PETITIONER:

THE MANAGING DIRECTOR,
KERALA STATE ROAD TRANSPORT CORPORATION,
THIRUVANANTHAPURAM, REPRESENTED BY
DEPUTY LAW OFFICER, SRI.RANJITH JOSEPH.

BY ADV. SRI.K.PRABHAKARAN, SC, K.S.R.T.C.

RESPONDENTS:

V. JAYACHANDRAN NAIR, S/O.VASU PILLAI,
MANNANAM HOUSE, CHIRAYINKEEZHU P.O.,
THIRUVANANTHAPURAM.

BY ADV. SRI.B.JAYASURYA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 09/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1	**TRUE COPY OF THE COMPLAINT NO.1436/2007 DTD. 14-6-07**
EXT.P2	**TRUE COPY OF THE ORDER OF THE KERALA LOK AYUKTA ON COMPLAINT NO.1436/07 DTD. 03-08-2007.**
EXT.P3	**TRUE COPY OF THE LETTER NO.LR8-023330/07 DTD. 20-07-07**
EXT.P4	**TRUE COPY OF THE JUDGMENT IN W.A.NO.289/01.**
EXT.P5	**TRUE COPY OF THE INTERIM ORDER IN CIVIL APPEAL NOS. 5401-5407 OF 2002 DTD. 29-08-02 OF THE HONOURABLE SUPREME COURT.**
EXT.P6	**TRUE COPY OF THE JUDGMENT IN W.P.C.NO.19040/07**
EXT.P7	**TRUE COPY OF THE JUDGMENT IN W.A.NO.1642/07.**

/True Copy/

PA to Judge.

K.M.JOSEPH, J.

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W.P.(c).No.26570 OF 2007

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Dated this the 9th day of October, 2007

JUDGMENT

Petitioner challenges Ext.P2 order passed by the Lok Ayukta. Respondent had approached the Lok Ayukta citing the marriage of the his daughter. By Ext.P2 Lok Ayukta directed disbursement of DCRG, CVP and arrears of pay revision to the respondent. The matter is covered by a judgment of this court in W.P.(C)No.19040/07. Respondent retired from service on 31/05/2005.

2. I heard learned counsel for the parties. Having regard to all facts, the writ petition is disposed of as follows:

There will be a declaration in terms of prayer No.2. Ext.P2 will stand quashed. However, I direct the petitioner to pay the amount due to the respondent as DCRG or Commuted Value of Pension whichever is higher within a period of one month from the date of receipt of a copy of this judgment. There will be a further direction to the petitioner to disburse the entire Provident Fund amount due to the respondent with statutory interest from the

due date till the date of payment and the amount due by way of Staff Welfare Fund within a period of one month from the date of receipt of a copy of this judgment, if the same has not been paid. As regards the payment of pay revision arrears, it is open to the respondent to approach the appropriate forum to work out his remedies in respect of the same.

(K.M.JOSEPH, JUDGE)

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